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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/759,735	01/16/2001	Fredy Scheifele	01-110	9751	
759	00 03/13/2002				
Gregory P. LaPointe BACHMAN & LaPOINTE, P.C. Suite 1201			EXAMINER		
			MOY, JOSEPH MAN		
900 Chapel Stree New Haven, CT			ART UNIT	PAPER NUMBER	
			3727		
			DATE MAILED: 03/13/2002	DATE MAILED: 03/13/2002	

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 07-01)



Office Action Summary

Application No. Applicant(s) 759735 F. SCHEIFELE

-The MAILING DATE of this communication appears on the cover sheet beneath the correspondence address-**Period for Response** A SHORTENED STATUTORY PERIOD FOR RESPONSE IS SET TO EXPIRE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a response be timely filed after SIX (6) MONTHS from the mailing date of this communication. - If the period for response specified above is less than thirty (30) days, a response within the statutory minimum of thirty (30) days will be considered timely. - If NO period for response is specified above, such period shall, by default, expire SIX (6) MONTHS from the mailing date of this communication . - Failure to respond within the set or extended period for response will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). **Status** ☐ Responsive to communication(s) filed on ______ ☐ This action is FINAL. ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 1 1; 453 O.G. 213. **Disposition of Claims** is/are pending in the application. Ø Claim(s) _ 1 — 9 Of the above claim(s) is/are withdrawn from consideration. is/are allowed. □ Claim(s)..... Claim(s) is/are rejected. is/are objected to. ☐ Claim(s)_ ☐ Claim(s) are subject to restriction or election requirement. **Application Papers** ☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948. ☐ The proposed drawing correction, filed on _______ is ☐ approved ☐ disapproved. ☐ The drawing(s) filed on______ is/are objected to by the Examiner. ☐ The specification is objected to by the Examiner. $\hfill\Box$ The oath or declaration is objected to by the Examiner. Priority under 35 U.S.C. § 119 (a)-(d) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 11 9(a)-(d). All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been received. received in Application No. (Series Code/Serial Number)_____ ☐ received in this national stage application from the International Bureau (PCT Rule 1 7.2(a)). *Certified copies not received:__ Attachment(s) ☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). ☐ Interview Summary, PTO-413 Notice of References Cited, PTO-892 ☐ Notice of Informal Patent Application, PTO-152 □ Notice of Draftsperson's Patent Drawing Review, PTO-948 ☐ Other____ Office Action Summary

U. S. Patent and Trademark Office PTO-326 (Rev. 3-97)

Part of Paper No.

Serial Number: 09/739735

Art Unit: 3727

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis

for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless --

(a) the invention was known or used by others in this country, or patented or described in a printed publication in

this or a foreign country, before the invention thereof by the applicant for a patent.

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or

on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-9 are rejected under 35 U.S.C. 102(b) as being clearly anticipated by Keller.

Keller shows the partition having a thickness greater than the side wall. Such greater thickness

would create the partition having a greater stiffness than the body.

Any inquiry concerning this office action will be directed to Examiner Joseph Moy, (703)

308-1145. In order to reduce pendency and avoid potential delays, Group 3720 is encouraging

faxing of responses in Office Actions directly into the group at (703) 305-3579 or (703) 305-

3580. This practice may be used for filing papers not requiring a fee. It may also be used for

filing papers which require a fee by Applicants who authorize charges to a USPTO deposit

account. Please identify the examiner and the art unit at the top of your cover sheet.

If in receiving this Office Action it is apparent to applicant that certain documents are

missing e.g. copies of references cited, from PTO-1449, form PTO-892., etc requests for copies

of such papers should be directed to Errica Bembry at (703)30-4005.

Date: 03/08/2002